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07                   UNITED STATES DISTRICT COURT  
08                   WESTERN DISTRICT OF WASHINGTON  
09                   AT SEATTLE

10                   UNITED STATES OF AMERICA,                 )  
11                   Plaintiff,                                     )  
12                   v.   ) Case No. CR98-0112-JCC-JPD  
13                   JEREMIE ALLAN VILLINES,                 )  
14                   Defendant.                                 ) SUMMARY REPORT OF U.S.  
   ) MAGISTRATE JUDGE AS TO  
   ) ALLEGED VIOLATIONS  
   ) OF SUPERVISED RELEASE  
   )

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15                   An initial probation revocation hearing on supervised release violations in this case was  
16 scheduled before the undersigned Magistrate Judge on July 22, 2005. The United States was  
17 represented by Assistant United States Attorney Vincent Lombardi, and the defendant by Mr.  
18 David W. Roberson. The proceedings were recorded on cassette tape.

19                   The defendant had been sentenced on or about July 6, 1998, to thirty (30) months in  
20 custody and five (5) years of supervised release by the Honorable John C. Coughenour on a  
21 charge of armed bank robbery.

22                   In addition to the standard conditions of supervised release, which includes compliance  
23 with all local, state, and federal laws, special conditions of supervised release were imposed.  
24 These special conditions included, but were not limited to, substance-abuse and mental-health  
25 treatment programs, no possession of firearms, mandatory drug testing, search, DNA collection,  
26 placement in a community corrections center for two months, financial disclosure, and

01 restitution.

02 Defendant's sentence was revoked on September 5, 2003, because of admitted violations  
03 of his conditions of supervised release, and sentenced to time served, plus a term of supervised  
04 release of fifty-five (55) months.

05 On March 25, 2005, defendant's sentence was revoked again on violations of conditions  
06 of his supervised release, and was sentenced to three months in custody followed by two (2)  
07 months in a halfway house.

08 Defendant was arrested on July 11, 2005, and charged with violations of conditions of  
09 his supervised release, which were denied by defendant at his initial appearance. Defendant was  
10 remanded to custody until such time as the revocation of supervised release evidentiary hearing  
11 was held on July 22, 2005.

12 In the Pretrial Petition for Warrant or Summons for Offender dated June 28, 2005, Mr.  
13 Brian H. Rogers, U.S. Probation Officer, alleges the following violations of defendant's  
14 conditions of supervised release:

15 (1) Committing the crime of disorderly conduct on June 1, 2005, in violation of  
16 Bellingham Municipal Code 10.24.010, in violation of the general condition that he not commit  
17 another federal, state, or local crime.

18 (2) Consuming alcohol on June 1, 2005, in violation of the special condition that he  
19 abstain from the use of alcohol and other intoxicants during the term of supervision.

20 (3) Failing to notify the probation officer within seventy-two (72) hours of law  
21 enforcement contact on June 1, 2005, in violation of standard condition number 11.

22 The defendant admitted to violations number 2 and 3, and waived any evidentiary  
23 hearing as to whether they occurred.

24 At the revocation hearing, the government dismissed alleged violation number 1.

25 I therefore recommend that the Court find the defendant violated his conditions of  
26 supervised release as to violations number 2 and 3, and that the Court conduct a hearing limited

01 | to disposition of these violations.

02 A disposition hearing on violation numbers 2 and 3 has been set before the Honorable  
03 John C. Coughenour for July 29, 2005, at 9:00 a.m. Pending a final determination by the  
04 Court, the defendant has been detained.

05 DATED this 25th day of July, 2005.

*James P. Donohue*  
JAMES P. DONOHUE  
United States Magistrate Judge

11 cc: District Judge: Honorable John C. Coughenour  
12 AUSA: Mr. Vincent Lombardi  
13 Defendant's attorney: Mr. David W. Roberson  
Probation officer: Mr. Brian H. Rogers

**REPORT AND RECOMMENDATION OF  
U.S. MAGISTRATE JUDGE AS TO ALLEGED  
VIOLATIONS OF SUPERVISED RELEASE**